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OCT 22 2009	
CLERK U S DISTRICT COURT	
DISTRICT OF ARIZONA	
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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE DISTRICT OF ARIZONA

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9 United States of America, } CR-09-50033-001-PHX-NVW

10 Plaintiff, }

11 vs. }

12 Jon Albert Moreno, }

13 Defendant. }

14 \_\_\_\_\_ } **ORDER**

15

16 A detention hearing and a preliminary revocation hearing on the Petition on

17 Supervised Release were held on October 15, 2009.

18 **THE COURT FINDS** that the Defendant has knowingly, intelligently, and

19 voluntarily waived his right to a detention hearing and a preliminary revocation hearing and

20 has consented to the issue of detention being made based upon the allegations in the Petition.

21 **THE COURT FURTHER FINDS** that the Defendant has failed to sustain his burden

22 of proof by clear and convincing evidence pursuant to Rule 32.1(a)(6), FED.R.CRIM.P., that

23 he is neither a flight risk nor a danger to the community. *United States v. Loya*, 23 F.3d 1529

24 (9th Cir. 1994).

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**IT IS ORDERED** that the Defendant shall be detained pending further order of the court.

DATED this 21<sup>st</sup> day of October, 2009.

Lawrence O. Anderson  
United States Magistrate Judge